

RECEIVED  
CENTRAL FAX CENTER

FEB 07 2006

**Withrow & Terranova**

Professional Limited Liability Company

Attorneys At Law  
Registered Patent Attorneys*A High Technology Patent Practice*

## FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Examiner Shin, Kyung H.	Benjamin S. Withrow
COMPANY:	DATE:
USPTO - Art Unit 2143	2/7/2006
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
571-273-8300	3
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
	7000-041
RE:	YOUR REFERENCE NUMBER:
Notice of Appeal	09/691,347

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ ORIGINAL TO FOLLOW

## NOTES/COMMENTS:

Please find attached the following item(s):

- 1) Notice of Appeal (1 page);
- 2) Credit Card payment form for \$500.00 (1 page).

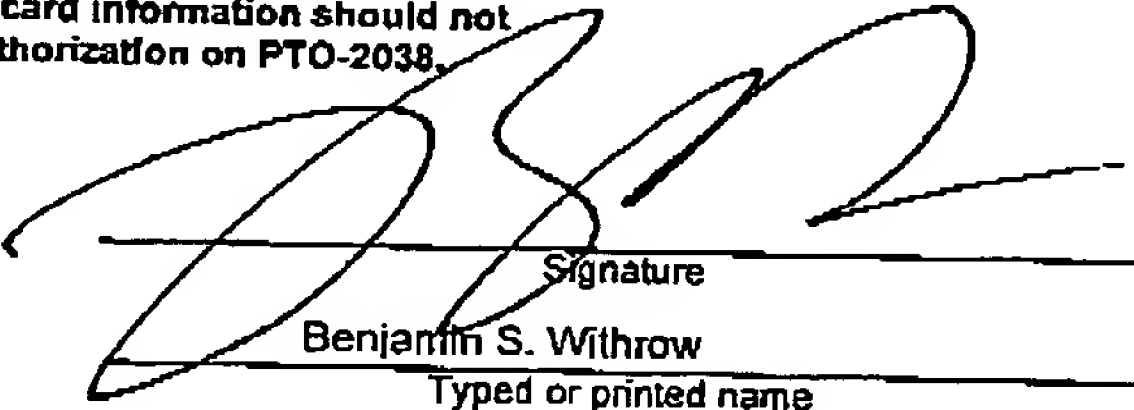
NOTE: The information contained in this transmission is privileged and confidential and intended ONLY for the individual or entity named above. If you should receive this transmission in error, please notify our office and return to the below address via the U.S. Postal Service.

201 SHANNON OAKS CIRCLE, SUITE 200  
CARY, NC 27511  
PH: (919) 654-4520  
FAX: (919) 654-4521

**RECEIVED**  
**CENTRAL FAX CENTER**

**FEB 07 2006**

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.  
Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional)  7000-041	
I hereby certify that this correspondence is being transmitted via facsimile on the date indicated below to: Examiner: <u>Kyung H. Shin</u> Fax Number: <u>571-273-8300</u> Art Unit: <u>2143</u> Date: _____  Signature _____  Typed or printed name _____		In re Application of <u>Douglas S. Reeves et al.</u>  Application Number <u>09/691,347</u> Filed <u>10/18/2000</u>  For AUTHORIZING COMMUNICATION SERVICES  Art Unit <u>2143</u> Examiner <u>Kyung H. Shin</u>	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.			
The fee for this Notice of Appeal is (37 CFR 1.17(b))		\$ <u>500.00</u>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ _____	
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input checked="" type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.			
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>50-1732</u> . I have enclosed a duplicate copy of this sheet.			
<input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.			
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>			
I am the			
<input type="checkbox"/> applicant/inventor.		Signature	
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)		Benjamin S. Withrow	
<input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>40,876</u>		Typed or printed name	
<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a), _____		<u>919-654-4520</u>	
		Telephone number	
		<u>February 7, 2006</u>	
		Date	
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.			
<input type="checkbox"/> *Total of _____ forms are submitted.			

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

02/08/2006 MBINAS 00000013 09691347

01 FC:1401

500.00 0P